

SENATE BILL 1955  
By Burks

AN ACT to amend Chapter 35 of the Private Acts of 1915; as amended by Chapter 401 of the Private Acts of 1968 and Chapter 109 of the Private Acts of 1989; and any other acts amendatory thereto, relative to the Charter of the Town of Baxter.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF TENNESSEE:

SECTION 1. Chapter 35 of the Private Acts of 1915, as amended by Chapter 401 of the Private Acts of 1968, Chapter 109 of the Private Acts of 1989, and all other acts amendatory thereto, being the Charter of the Town of Baxter, is amended in Article IV by deleting Section 9 in its entirety and by substituting instead the following new Section 9:

Section 9. Be it further enacted, that a majority of the aldermen shall constitute a quorum. The mayor shall not vote except in cases of ties, but the mayor may veto any ordinance passed by the aldermen by filing in writing the veto with the recorder within ten (10) days after the passage of the ordinance. The veto need not contain a reason, but shall identify the ordinance vetoed with sufficient clarity to permit the aldermen to determine to which ordinance it applies. A three-fourths (3/4) vote of the aldermen at a subsequent meeting is necessary to pass an ordinance vetoed by the mayor. The board of mayor and aldermen shall meet regularly once a month at such time and place within the town as the board may by ordinance establish. The board may also hold a special meeting when such meeting is called by the mayor or any three (3) aldermen. The mayor or the three (3) aldermen shall give notice of the purpose and the time and place of the meeting in writing to the recorder during the regular business hours of the city, and

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the recorder or the recorder's agent shall deliver the notice in person to the mayor or remaining aldermen, whichever is applicable, at least forty-eight (48) hours before the meeting.

SECTION 2. Chapter 35 of the Private Acts of 1915, as amended by Chapter 401 of the Private Acts of 1968, Chapter 109 of the Private Acts of 1989, and all other acts amendatory thereto, is amended in Article V, Section 5 (original Article VI, Section 6) by deleting the following language:

"Be it further enacted, That no money belonging to the corporation shall be paid out except upon order of the Recorder countersigned by the Mayor, the same to be drawn by the Board of Aldermen;"

and by substituting instead the following new language:

Be it further enacted, That no money belonging to the corporation shall be paid out except upon order of the recorder, countersigned by the Mayor or an Alderman designated by the Board of Aldermen, to countersign such orders, the same to be drawn by the Board of Aldermen;

SECTION 3. Chapter 35 of the Private Acts of 1915, as amended by Chapter 401 of the Private Acts of 1968, Chapter 109 of the Private Acts of 1989, and all other acts amendatory thereto, is amended in Article VII (original Article VIII) by deleting the following language in its entirety:

"to call a special meeting of the Board of Aldermen wherever he deems it expedient, or on petition in writing of three aldermen;"

Chapter 35 of the Private Acts of 1915, as amended by Chapter 401 of the Private Acts of 1968, Chapter 109 of the Private Acts of 1989, and all other acts amendatory thereto, is further amended in Article VII (original Article VIII) by deleting the following language:

"to countersign orders issued by the Recorder for the payment of any money that may be due from said corporation;"

and by substituting instead the following new language:

to countersign orders issued by the Recorder for the payment of any money that may be due from the corporation, except that in accordance with Article VI, Section 5, the board shall have the discretion to designate an alderman to countersign such orders;

SECTION 4. This act shall have no effect unless it is approved by a two-thirds (2/3) vote of the Board of Mayor and Aldermen of Town of Baxter. Its approval or nonapproval shall be proclaimed by the presiding officer of the Board of Mayor and Aldermen of the Town of Baxter and certified by the Mayor or the Recorder of the Town of Baxter to the secretary of state.

SECTION 5. For the purpose of approving or rejecting the provisions of this act, it shall be effective upon becoming a law, the public welfare requiring it. For all other purposes, it shall become effective upon being approved as provided in Section 4.

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